

**REDACTED**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

CALLAWAY GOLF COMPANY,

Plaintiff,

v.

ACUSHNET COMPANY,

Defendant.

C. A. No. 06-91 (SLR)

**CONFIDENTIAL INFORMATION –  
FILED UNDER SEAL – PURSUANT TO  
PROTECTIVE ORDER**

**DECLARATION OF THOMAS L. HALKOWSKI IN SUPPORT OF  
PLAINTIFF CALLAWAY GOLF'S OPPOSITION TO ACUSHNET COMPANY'S  
MOTION TO EXCLUDE THE EXPERT TESTIMONY AND REPORT OF  
BRIAN NAPPER**

I, Thomas L. Halkowski, declare as follows:

1. I am a principal of Fish & Richardson P.C., counsel of record in this action for plaintiff Callaway Golf Company. I am a member of the Bar of the State of Delaware and am admitted to this Court. I have personal knowledge of the matters stated in this declaration and would testify to them under oath if called upon to do so.

2. Attached as Exhibit 1 is a true and correct copy of

3. Attached as Exhibit 2 is a true and correct of

4. Attached as Exhibit 3 is a true and correct copy of

5. Attached as Exhibit 4 is a true and correct copy of

**REDACTED**

6. Attached as Exhibit 5 is a true and correct copy
7. Attached as Exhibit 6 is a true and correct copy of
8. Attached as Exhibit 7 is a true and correct copy of
9. Attached as Exhibit 8 is a true and correct copy of
10. Attached as Exhibit 9 is a true and correct copy of
11. Attached as Exhibit 10 is a true and correct copy of
12. Attached as Exhibit 11 is a true and correct copy of
13. Attached as Exhibit 12 is a true and correct copy of
14. Attached as Exhibit 13 is a true and correct copy of
15. Attached as Exhibit 14 is a true and correct copy of
16. Attached as Exhibit 15 is a true and correct copy
17. Attached as Exhibit 16 is a true and correct copy of
18. Attached as Exhibit 17 is a true and correct copy

**REDACTED**

19. Attached as Exhibit 18 is a true and correct copy of
20. Attached as Exhibit 19 is a true and correct copy of
21. Attached as Exhibit 20 is a true and correct copy of
22. Attached as Exhibit 21 is a document titled
23. Executed this 21st day of September, 2007, at Wilmington, Delaware.

/s/ Thomas L. Halkowski  
Thomas L. Halkowski

# **EXHIBIT 1**

**REDACTED  
IN ITS ENTIRETY**

# Exhibit 2

**REDACTED**  
**IN ITS ENTIRETY**

# Exhibit 3



**REDACTED  
IN ITS ENTIRETY**

# Exhibit 4

**REDACTED**  
**IN ITS ENTIRETY**

# Exhibit 5

**REDACTED**  
**IN ITS ENTIRETY**

# Exhibit 6

**REDACTED  
IN ITS ENTIRETY**

# Exhibit 7



**REDACTED**  
**IN ITS ENTIRETY**

# Exhibit 8

**REDACTED**  
**IN ITS ENTIRETY**

# Exhibit 9

**REDACTED  
IN ITS ENTIRETY**

# Exhibit 10

**REDACTED**  
**IN ITS ENTIRETY**

# Exhibit 11



**REDACTED**  
**IN ITS ENTIRETY**

# Exhibit 12

**REDACTED**  
**IN ITS ENTIRETY**

# Exhibit 13

**REDACTED**  
**IN ITS ENTIRETY**

# Exhibit 14

**REDACTED  
IN ITS ENTIRETY**

# Exhibit 15



**REDACTED  
IN ITS ENTIRETY**

# Exhibit 16

**REDACTED  
IN ITS ENTIRETY**

# Exhibit 17

**REDACTED  
IN ITS ENTIRETY**

# Exhibit 18

**REDACTED  
IN ITS ENTIRETY**

# Exhibit 19



**REDACTED  
IN ITS ENTIRETY**

# Exhibit 20

**REDACTED  
IN ITS ENTIRETY**

# Exhibit 21

**REDACTED**  
**IN ITS ENTIRETY**